

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 58th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By **CHAIRMAN DAVE LEWIS**, on March 25, 2003 at 8:05 A.M., in Room 102 Capitol.

ROLL CALL

Members Present:

Rep. Dave Lewis, Chairman (R)
Rep. Rosalie (Rosie) Buzzas, Vice Chairman (D)
Rep. Edith Clark, Vice Chairman (R)
Rep. John Brueggeman (R)
Rep. Tim Callahan (D)
Rep. Stanley (Stan) Fisher (R)
Rep. Eve Franklin (D)
Rep. Dick Haines (R)
Rep. Donald L. Hedges (R)
Rep. Joey Jayne (D)
Rep. Carol C. Juneau (D)
Rep. Dave Kasten (R)
Rep. Christine Kaufmann (D)
Rep. Monica Lindeen (D)
Rep. John Musgrove (D)
Rep. Jeff Pattison (R)
Rep. Rick Ripley (R)
Rep. John Sinrud (R)
Rep. John Witt (R)

Members Excused: None.

Members Absent: None.

Staff Present: Jon Moe, Legislative Branch
Mary Lou Schmitz, Committee Secretary

Please Note. These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing & Date Posted: HB 5, HB 9, SB 271, 3/22/2003
Executive Action: HB 750, HB 5, HB 9, HB 727, HB 367,
HB 593, HB 745

HEARING ON HB 756

Sponsor: REP. CHRISTINE KAUFMANN, HD 53, Helena

Opening Statement by Sponsor:

REP. KAUFMANN said the intention of this bill is to implement I-146 which the voters passed overwhelmingly last November. The Initiative directed 32% of the Tobacco Settlement monies outside of the part that goes into the Trust, to a tobacco prevention program and 17% to Children's Health Insurance Program (CHIP) and Montana Comprehensive Health Association (MCHA). That portion is not in the bill because at the time of drafting, she thought it would be taken care of elsewhere, so will prepare an amendment so that the entire I-146 is implemented by this bill.

The voters' direction of 32% is roughly \$9.3 million. That is the cost that the Center for Disease Control suggests as the minimum amount for a comprehensive program in Montana that can be effective, based on similar programs that are being done in other states around the nation that have seen an incredible drop in smoking and the diseases related to it. The cost of health care for smoking-related illnesses in Montana is estimated to be \$216 million per year. Just the state portion of the Medicaid for that is \$14 million a year. The most telling number is the amount of money that tobacco companies spend on advertising in Montana a year, \$30 million.

Proponents' Testimony:

Joe Mazurek, Attorney, representing Protect Montana Kids, said, "The coalition does not believe the amount currently set aside in HB 2 to fund prevention, will do the job. This bill would not be before the committee if it had not been for the loss of basically, everything but \$500,000 in General Fund annually as a result of last session's action."

"Since the legislature has convened, most of the major newspapers have continued to endorse the notion that we need to fully fund the tobacco prevention program and it ought to be implemented as the voters have indicated. We have received about \$124 million of tobacco settlement money, estimated we will receive \$920 million over 25 years, and yet we still don't have an adequate tobacco prevention program."

Chris Deveny, representing, Protect Montana Kids, handed out and testified from Exhibit 1.

EXHIBIT(aph63a01)

Terry Curey, Better Breathers' Club, Helena, spoke in support of the bill.

Carla Williams, Physician, Helena, asked the committee to support the bill.

Jeri Domme, Volunteer, American Heart Association, and former member of the Governor's Advisory Council for Tobacco Use Prevention, spoke in support of the bill.

{Tape: 1; Side: A; Approx. Time Counter: 0 - 29.3}

Verner Bertelsen, Montana Senior Citizens' Association and presented a letter from the AARP, Exhibit 2.

EXHIBIT(aph63a02)

Dick Paulsen, Executive Director, American Lung Association, spoke in support of the bill.

Dr. Robert Shepard, Physician, Helena, urged the committee to support the bill.

Elinor Edmunds, Co-Founder of the American Foundation for Suicide Prevention, Montana Chapter, asked the committee to fully fund the Tobacco Prevention Program at the amount approved by the voters.

Margot Baake, Students Advocating Smoke-Free Youth, spoke in support of the bill.

Gail Beckner, Tobacco prevention advocate, asked for support of the bill.

Krisin Page Nei, American Cancer Society Statewide Advocacy Manager, read testimony from Exhibit 3.

EXHIBIT(aph63a03)

Pat Melby, Montana Medical Association, said his association fully supports funding the Tobacco Prevention Program.

Sami Butler, Montana Nurses' Association, urged funding of this program.

Mary McCue, Executive Director, Montana Dental Association, handed out and read testimony from Exhibit 4.

EXHIBIT(aph63a04)

Letter received from Fredrick W. Traeger, Bozeman, Exhibit 5.

EXHIBIT (aph63a05)

Opponents' Testimony:

Steve Yeakel, Representing Montana Council for Maternal and Child Health, said he is speaking in strong support of what was a major commitment of money towards tobacco prevention, \$3.2 million a year, in General Fund. But he said he can't talk to county health departments who may lose MIAMI funding or people who may lose mental health medications or people who may lose Medicaid services and tell them that \$3.2 million a year for tobacco prevention is not enough. He would support 18 cents tobacco tax increase. Concerning cutting expenditures, this seems to be a reasonable place to start. Because of that, he will oppose the bill in its present form.

Informational Testimony: None

Questions from Committee Members and Responses:

REP. FISHER asked, "How much of the funds are being used for medical costs for people who have incurred the tobacco-related diseases and if this is approved, would they lose that funding?"

Mr. Mazurek said, "The number, as he understands it, is \$216 million a year, the amount spent on tobacco-related illnesses in Montana. If the bill passes, he would assume that either tax dollars in the form of Medicaid or private insurance money would take care of those patients."

REP. FISHER said he thought a sunset on this bill would be appropriate. **Mr. Mazurek** said he would suggest there is already a sunset on this bill. It is an appropriation bill and only for this biennium. The Department of Health and Human Services, to whom the money would be appropriated, is who the coalition has worked with and presented a proposed budget. There is also an advisory council who is responsible for allocating the money under the Initiative. A statute was placed in the Initiative saying the money goes to the Department of Health and Human Services for tobacco prevention purposes. To use it for other purposes would mean a change to the language of the Initiative.

REP. KASTEN said his constituents voted down the Initiative. His question is on the settlement. "There was direction for the money to be spent in the lawsuit and how much was to go directly into the Department of Health and Human Services?" **Mr. Mazurek** said, "The master settlement agreement was actually done on a nation-wide basis. The money came to the state and initially

went to the General Fund. Now, as a result of an Initiative in 2000, 40% goes into the tobacco trust and as a result of I-146, 32% and 17% goes into Special Revenue Accounts, which have to be appropriated. The language of the master settlement agreement mentioned prevention of tobacco. Ultimately, it's the decision of the legislature how to spend that money. Now it's been modified by voter-passed Initiatives."

{Tape: 1; Side: B; Approx. Time Counter: 0 - 29.4}

REP. BUZZAS asked Mr. Yeakel if he has lobbied for a tobacco tax. **Mr. Yeakel** said he has lobbied on behalf of his association for several tobacco tax bills.

REP. HAINES said there is an underlying feeling of unease among his colleagues about the credibility of what happens when the tobacco money is spent. That might be behind a lot of the resistance to putting the money where maybe the voters want to put it. When money is spent on programs mentioned by Mr. Yeakel, results can be documented very directly and very clearly. Maybe there isn't good documentation of the tobacco money expenditures.

REP. KAUFMANN said there are evaluation criteria written right into the program. That is a requirement. There are some results from the first two years the program was implemented.

REP. SINRUD asked Mr. Mazurek how much effort was actually put into the enforcement of smoking laws in the state of Montana relative to underage smokers? **Mr. Mazurek** said that varies by community. Law enforcement is a local function and trained to enforce all the law.

REP. SINRUD asked Mr. Paulsen how much money does the American Lung Association put in the state of Montana for the prevention of tobacco. **Mr. Paulsen** said their resources are limited as they are a charitable organization. They do have prevention and training programs.

REP. SINRUD asked the same question of Ms. Nei, Mr. Melby, Ms. Butler and Ms. McCue pertaining to their associations.

REP. JAYNE asked, "What is the status of the Prevention and Stabilization account?" **REP. CLARK** said it is moving through the process. The funding from I-146 was one source of funding for this account. **REP. KAUFMANN** said the Stabilization Account does not have any money in it. The Stabilization Account anticipates receiving the revenue that she is saying ought to be used in this fashion.

{Tape: 2; Side: A; Approx. Time Counter: 0 - 29.7}

REP. WITT asked, "How is the success of a prevention program measured?" **Mr. Mazurek** said anytime you establish a program and invest this much money into it, it has to be evaluated. There was a report prepared when funding was first started in FY 2000. The model they started with is the Center for Disease Control model and they certainly work on many scientific efforts. This would be a very small part of what they do. It is scientifically based. There needs to be a valuation component.

In response to a question from **REP. WITT**, **CHAIRMAN LEWIS** said it is a classic program that the Legislative Audit Committee does regularly. They have a lot of experience doing the monitoring and they have the program auditors who can do that.

REP. BUZZAS said, "There is a lot of research behind anything that can be funded to show some success. What does the tobacco industry spend for advertising?" **Mr. Mazurek** said in Montana they spend \$30 million a year.

Mr. Mazurek asked for a point of personal privilege. He understood **REP. CLARK** to say that she thought that the tobacco prevention advocates had agreed to the amount of money that was appropriated in HB 2. The advocates certainly have indicated from early on that they understood the committee's "pain" but if they had agreed to \$3.2 million each year of the biennium as being acceptable, they certainly would not have offered amendments on the floor to go to the full level or would they be advancing this bill. If he said something to give **REP. CLARK** that impression, he apologizes, but they clearly would like the committee to understand that they have not agreed to a lesser amount. They have indicated willingness to do that for this biennium.

In **REP. CLARK'S** absence from the room, **CHAIRMAN LEWIS** said, "There have been hints from the associations and the groups that they would settle for less but today have said 'no negotiations'. Mr. Mazurek has never said he would settle for \$3.2 million."

In response to a question from **REP. FRANKLIN**, **Ms. Butler** said there are approximately 1700 registered nurses in the Montana Nurses' Association. The Association provides continuing education for nurses, community outreach as far as public health communication, a labor-relations program, and they also provide a representation at the Boards around the state. They also develop physicians' statements, standards and practice for nurses in Montana. Those 1700 nurses spend many hours and days doing community outreach, as well as their own education and practice.

Closing by Sponsor:

REP. KAUFMANN closed the hearing on HB 756.

EXECUTIVE ACTION ON HB 750

Motion: REP. BRUEGGEMAN moved that HB 750 DO PASS.

Motion: REP. BRUEGGEMAN moved that HB 750 BE AMENDED,
HB075002.agp, Exhibit 6.

EXHIBIT (aph63a06)

Discussion:

REPS. BRUEGGEMAN and ROY BROWN, sponsor of the bill, explained the amendment.

CHAIRMAN LEWIS said the Code Commissioner wrote a letter opinion last January that said, in effect, loans between state entities weren't debt of the state. This is implementing that. REP.

BROWN said there still seems to be a disagreement between that and the budget director's opinion that this is deficit financing but the way this amendment is proposed, it doesn't create a link between a loan, it just directs appropriation from the cigarette tax to the coal trust.

{Tape: 2; Side: B; Approx. Time Counter: 0 - 29.6}

REPS. BUZZAS, JUNEAU, JAYNE and HAINES asked REPS. BROWN and BRUEGGEMAN, and Mr. Petesch for further explanation.

Greg Petesch, Code Commissioner, Legislative Services Division, said, "Concerning his answer of no to the question, 'Is this or is this not a debt of the state' it is an arrangement that is entirely internal within the state treasury. All they are doing is transferring funds from Coal Severance Tax Permanent Fund, which takes a three-quarter vote, and are then transferring cigarette taxes to the Coal Severance Tax Trust Fund, which takes a majority vote. Even if this were construed to be debt, it would be legally permissible debt because the Constitution says 'you may not incur debt because appropriations exceed anticipated revenue.' Anticipated revenue from the Coal Severance Tax for the next biennium is approximately \$29 million. That is anticipated revenue in the ensuing biennium and the amount by which you increase taxes in the next biennium has to be anticipated revenue."

{Tape: 3; Side: A; Approx. Time Counter: 0 - 29.6}

REP. LINDEEN asked Clayton Schenck, Legislative Fiscal Division, for further clarification. **Mr. Schenck** said in terms of General Fund only for the Department of Public Health and Human Services, they are \$4 million above. When you consider fund switches that have supplanted General Fund, it is more on the order of \$24 million above. The other issue is contingencies.

Vote: Motion carried 11-8 with **REPS. BUZZAS, CALLAHAN, FRANKLIN, JAYNE, JUNEAU, KAUFMANN, LINDEEN** and **MUSGROVE** voting no on a roll call vote.

Motion: **REP. BRUEGGEMAN** moved that **HB 750 DO PASS AS AMENDED**.

Substitute Motion/Vote: **REP. BUZZAS** moved that **HB 750 BE TABLED**. Motion failed 8-11 with **REPS. BUZZAS, CALLAHAN, FRANKLIN, JAYNE, JUNEAU, KAUFMANN, LINDEEN** and **MUSGROVE** voting yes on a roll call vote.

Vote: Motion on **HB 750 DO PASS AS AMENDED** carried 11-8 with **REPS. BUZZAS, CALLAHAN, FRANKLIN, JAYNE, JUNEAU, KAUFMANN, LINDEEN** and **MUSGROVE** voting no on a roll call vote.

HEARING ON SB 271

Sponsor: **SENATOR COREY STAPLETON, SD 10, Billings**

Opening Statement by Sponsor:

SENATOR STAPLETON said this bill is about two computer systems, the first being the ending of the process, POINTS, and the second being a new system. This bill would eliminate POINTS. It would start and fund a new computer system, yet to be determined. It would move Unemployment Insurance collections from the Department of Revenue back to where they previously were at the Department of Labor and it would clean-up the corrupted data.

Proponents' Testimony:

Tom Beck, Chief Policy Advisor for the Governor, said this is a bill similar to what they had last session only they were dealing with electricity then. This one is dealing with POINTS. The Governor has come to the conclusion that the POINT system is not working and they have no choice. They hope to work through this system to try to come up with a system that will work.

Kurt Alme, Director, Department of Revenue, introduced Wendy Keating, Commissioner, Department of Labor and Industry; Brian Wolf, State Chief Information Officer; and Linda Francis, new Director, Department of Revenue.

Brian Wolf explained Exhibit 7, Page 1 and other technical components in the folder.

EXHIBIT (aph63a07)

{Tape: 3; Side: B; Approx. Time Counter: 0 - 29.4}

Wendy Keating explained Exhibit 7, beginning with Page 6.

Mr. Alme spoke from Exhibit 7, Page 7 and a letter from Dr. Joel Henry and other data in the folder.

Holly Franz, on behalf of the Montana Society of CPAs, spoke in support of the bill.

Opponents' Testimony: None

{Tape: 4; Side: A; Approx. Time Counter: 0 - 28}

Informational Testimony: None

Questions from Committee Members and Responses:

In response to a question from **REP. MUSGROVE**, **Mr. Alme** said it will be absolutely critical that they keep people in Unemployment Insurance that know the system, help them restart the Unemployment Insurance system in Labor and help them create the new POINTS replacement system. Right now they don't have enough people with that skill-set to do all those multiple tasks.

REP. PATTISON asked Mr. Alme what steps he has taken to mitigate or work on those inefficiencies in personnel. **Mr. Wolf** said he has had a deep look inside Mr. Alme's organization over the last fourteen months. He and others have seen areas that required methodology that could be enhanced and strengthened and have brought that to the attention of Mr. Alme who has implemented it.

REP. BUZZAS asked how much has been spent on the POINTS system to date. **Mr. Alme** said they have spent approximately \$30 million in bonding and approximately \$9 million in HB 2. **REP. BUZZAS** said, "It looks like they will keep, maintain and improve certain parts of POINT I, which has to be done anyway even if they have to convert to a new system. How are they further ahead by dumping

POINTS at this time instead of improving it and working on it to get it to work versus reinvesting and throwing away all that money that has been put into it and starting all over again. What is the guarantee that this won't happen again?" **Mr. Alme** said that is exactly the question. Sorting all that out is very difficult. In his opinion, it is in the financial best interest of the state to go forward. Some of the committees have disagreed with that. Other committees have different opinions on how to go forward. They are continuing to gather information.

REPS. HEDGES, KASTEN, PATTISON, LINDEEN referred questions to **Ms. Francis, Mr. Wolf**, who furnished Exhibit 8, and **Mr. Alme**.
EXHIBIT (aph63a08)

{Tape: 4; Side: B; Approx. Time Counter: 0 - 28.6}

REP. BUZZAS asked what the cost of the project will be. **Mr. Wolf** referred to Exhibits 8 and 9.
EXHIBIT (aph63a09)

CHAIRMAN LEWIS referred a question to **SENATOR STAPLETON** concerning an amendment that would be added on and then they wouldn't need to do **REP. BRUEGGEMAN's** bill. **SENATOR STAPLETON** said, "That is correct. There were questions upon talking to **Greg Petesch**, and that is why **Mr. Petesch** suggested the two-bill route. But when he showed him the original bill, he thought they should do the amendment and form one bill."

Closing by Sponsor:

SENATOR STAPLETON closed the hearing on SB 271.

REP. KAUFMANN asked to make a comment. She thanked **Director Alme** for his service to the State of Montana. He was always straight forward and interested in getting committees good and accurate information on which to make decisions.

CHAIRMAN LEWIS announced a recess until House adjournment.
Committee reconvened at 3:15 p.m.

EXECUTIVE ACTION ON HB 5

Motion: **REP. KASTEN** moved that HB 5 DO PASS.

Discussion:

REP. KASTEN said HB 5 establishes a priority in funding levels for the Department of Administration, Architectural Engineering

Departments, and Long Range Building Program. For the first time since the 1989 biennium, there are no bonded projects included in the bill. For the 2005 biennium, Long Range Building gets only a cash program. The Long Range Building Program provides funding for construction, maintenance and repair of state-owned buildings and grounds. In the 2005 biennium, there will not be any building, instead only deferred maintenance. The funding for this program comes from several sources, including distributions from the cigarette tax, which is 15.85% of cigarette tax; distributions from the coal severance tax, which is 12% and interest earnings from the Long Range Building Account. **REP. KASTEN** handed out HB 5 Project List, Exhibit 10.

EXHIBIT(aph63a10)

Motion: **REP. KASTEN** moved that HB 5 BE AMENDED, HB000501.ate, Exhibit 11, Motion carried unanimously 18-0 on a voice vote.

EXHIBIT(aph63a11)

Motion: **REP. KASTEN** moved that HB 5 DO PASS AS AMENDED.

Motion: **REP. KASTEN** moved that HB 5 BE AMENDED, HB000502.acd, Exhibit 12.

EXHIBIT(aph63a12)

Discussion:

Catherine Duncan, Legislative Fiscal Division, explained the amendment.

REP. BUZZAS asked for a point of clarification concerning the amendment.

Jane Hamman, Office of Budget and Program Planning, said the amendment strikes \$700,000 of funds that would, in the bill as introduced, have gone from the Department of Transportation to the Department of Fish, Wildlife and Parks for parks' roads and connecting roads. That \$700,000 is matched with \$700,000 of county funds. This amendment would strike that \$700,000.

Jeff Hagener, Administrator, Fish, Wildlife and Parks Department, said this amendment was offered in Long Range Planning subcommittee. The committee asked the department what would the effects be of removing \$700,000 out of their budget. They presented the committee with a list totaling \$800,000 and listed all of the projects in Exhibit 10. At that time, the amendment was to remove \$700,000 and the list actually delineates \$800,000. That is why the difference. If this amendment goes forward, he would assume it would strip all of those names out and they would

have \$800,000 to work with but there would be \$100,000 left out of those projects.

REPS. JUNEAU, CALLAHAN, KAUFMANN and WITT asked for further clarification.

Doug Monger, Parks Division, Fish, Wildlife and Parks Department, said, "Basically, the projects that aren't going to be done are the cost share projects for the Rehabilitation at Giant Springs, the new entrance road into Traveler's Rest near Missoula, Clark's Lookout at Dillon will not be completed as planned, Ulm Pishkum, Chipseal Projects, the project they have with Carbon County and Cooney and the Hell Creek project will not be completed this year, or as far as money goes, any year."

Vote: Motion on Amendment HB000502.acd failed 9-9 on a roll call vote.

Motion: REP. KASTEN moved that HB 5 DO PASS AS AMENDED. Motion carried unanimously 18-0 on a voice vote.

{Tape: 5; Side: A; Approx. Time Counter: 0 - 29.1}

EXECUTIVE ACTION ON HB 9

Motion: REP. KASTEN moved that HB 9 DO PASS.

Discussion:

REP. KASTEN handed out Exhibit 13.

EXHIBIT (aph63a13)

Vote: Motion carried unanimously 18-0 on a voice vote.

EXECUTIVE ACTION ON HB 727

Motion: REP. CLARK moved that HB 727 DO PASS.

Discussion:

REP. KAUFMANN commented that she is really struggling because she thinks Eastmont has a viable function. It is a difficult decision.

REP. BUZZAS said this is going to be a difficult decision for everybody on the committee. She spoke in favor of passage of the bill.

REP. JAYNE said she had to take a look at the number of people who would be affected and took that into consideration. She has always been a proponent for the developmentally disabled.

REP. CALLAHAN said he also struggled with the bill, not only the potential economic impact to the community, but will be more driven by doing right for the people. He asked **REP. CLARK** for a numbers rundown as to what the savings will be. **REP. CLARK** said the money is reflected in HB 2. It has been taken out, \$1.9 million each year of the biennium and that would go into the community services.

Gail Briese-Zimmer, Bureau Chief, Financial Services Bureau, Department of Public Health and Human Services, said, "If Eastmont is closed, the \$1.9 million, each year, is already taken out of HB 2. If they want to add it back in, they will have to cut back someplace else."

CHAIRMAN LEWIS said, "If this bill is defeated, they would have to pull \$1.9 million a year out of what is in HB 2 for community services."

Vote: Motion carried 16-3 with **REPS. KASTEN, LINDEEN** and **MUSGROVE** voting no on a roll call vote.

EXECUTIVE ACTION ON HB 367

Motion: **REP. PATTISON** moved that HB 367 DO PASS.

Motion: **REP. PATTISON** moved that HB 367 BE AMENDED, HB036706.alm, Exhibit 14.

EXHIBIT (aph63a14)

Discussion:

REP. PATTISON explained the amendment.

In answer to a question from **REP. MUSGROVE, Tom Livers, Bureau Chief, Technical and Financial Assistance, Department of Environmental Quality**, said, "With \$10 million bonding capacity, the state currently has \$2.5 million outstanding in bonds. A concern, more than bonding capacity, is the ability to cover the

debt service. It is funded through 8.5% of the metal mines tax, which is roughly \$500,000 a year under current revenues."

REP. LINDEEN asked the bill sponsor, **REP. WINDY BOY**, how he felt about the amendment. **REP. WINDY BOY** said, "Talking with the council leaders at Ft. Belknap, they said if it is less than \$12.5 million, they will not support it. His concern is with the word 'if' the federal government can come up with \$10 million." To him the amendment is unfriendly."

{Tape: 5; Side: B; Approx. Time Counter: 0 - 29}

Substitute Motion/Vote: **REP. MUSGROVE** made a substitute motion that HB 367 BE AMENDED, Page 2, #13, after code commissioner, strike to the end of the sentence and replace it with "IF FUNDS BECOME AVAILABLE." Motion failed 8-11 with REPS. BUZZAS, CALLAHAN, FRANKLIN, JAYNE, JUNEAU, KAUFMANN, LINDEEN and MUSGROVE voting yes on a roll call vote.

Vote: Motion on amendment HB036706.alm carried 17-2 with REPS. JAYNE and MUSGROVE voting no on a roll call vote.

Motion/Vote: **REP. PATTISON** moved that HB 367 DO PASS AS AMENDED. Motion carried unanimously 19-0 on a voice vote.

EXECUTIVE ACTION ON HB 593

Motion: **REP. JUNEAU** moved that HB 593 DO PASS.

Motion: **REP. JUNEAU** moved that HB 593 BE AMENDED, HB059306.alm, Exhibit 15.

EXHIBIT(aph63a15)

REP. VERONICA SMALL-EASTMAN, Sponsor, explained the amendment and Exhibits 16 and 17.

EXHIBIT(aph63a16)

EXHIBIT(aph63a17)

{Tape: 6; Side: A; Approx. Time Counter: 0 - 29.7}

Motion/Vote: **REP. FISHER** moved that HB 593 BE TABLED. Motion carried 11-8 with REPS. BUZZAS, CALLAHAN, FRANKLIN, JAYNE, JUNEAU, KASTEN, KAUFMANN and MUSGROVE voting no on a roll call vote.

EXECUTIVE ACTION ON HB 745

Motion: REP. FRANKLIN moved that HB 745 DO PASS.

Substitute Motion: REP. FISHER moved that HB 745 BE TABLED,
Motion carried 11-8 with REPS. BUZZAS, CALLAHAN, FRANKLIN, JAYNE,
JUNEAU, KAUFMANN, LINDEEN and MUSGROVE voting no on a voice vote.

{Tape: 6; Side: B; Approx. Time Counter: 0 - 19.3}

ADJOURNMENT

Adjournment: 5:05 P.M.

REP. DAVE LEWIS, Chairman

MARY LOU SCHMITZ, Secretary

DL/MS

EXHIBIT (aph63aad)